IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

WEDNESDAY, THE 14TH MARCH 2007 / 23RD PHALGUNA 1928

WP(C).No. 5808 of 2007(N)

PETITIONER:

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1. KUNHAPPA. V., WORKER GRADE II,
SECTION 3/3, O/O.EXECUTIVE ENGINEER,
K.P.I.P.DIVISION NO.1, P.O.KANHIRAPPUZHA,
PALAKKAD DISTRICT, PIN-678 591.

2. MOHAMMEDKUTTY, WORKER GRADE II,
SECTION 4/3, O/O.EXECUTIVE ENGINEER,
K.P.I.P.DIVISION NO.1, P.O.KANHIRAPPUZHA,
PALAKKAD DISTRICT, PIN-678 591.

BY ADV. SRI.P.SANTHALINGAM
SRI.S.SHARAN

RESPONDENTS:

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1. THE STATE OF KERALA, REP. BY
SECRETARY TO GOVT., PUBLIC WORKS DEPARTMENT
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. THE CHIEF ENGINEER,
P.W.D.IRRIGATION DEPARTMENT, PUBLIC OFFICE,
THIRUVANANTHAPURAM.

3. THE CHIEF ENGINEER,
P.W.D.ADMINISTRATION, PUBLIC OFFICE,
THIRUVANANTHAPURAM.

4. THE EXECUTIVE ENGINEER,
OFFICE OF THE EXECUTIVE ENGINEER,
K.P.I.P.DIVISION NO.1, KANHIRAPUZHA,
PALAKKAD DISTRICT.

BY GOVT. PLEADER SHRI. BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K. DENESAN, J.

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W.P.(C) No. 5808 OF 2007 N
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Dated this the 14th March, 2007

J U D G M E N T

The petitioners retired from service from the post of Worker Grade II while working as such, in the office of the 3rd respondent-Chief Engineer. It is contended that they had completed more than 500 days as workers and are, hence eligible to be regularised in service. Government issued Ext. P17 order dated 11-6-2002 granting the benefit of regularisation in service to 3 persons including the petitioners herein. According to the petitioners, the benefits flowing from Ext. P17 have not been made available to them, despite repeated requests made in that behalf. Complaining about the alleged inaction on the part of the 3rd respondent and other Engineers, the petitioners have approached the 1st respondent-Government with Ext. P18 representation. They have requested as per Ext. P18 to grant them all benefits treating them as regular employees including recomputation of the benefit of time bound grade promotions already granted to them. According to the petitioners, the pre-regularised period of service

shall also be reckoned for higher grade benefits and consequential terminal benefits also.

2. Heard both sides. It is for the 1st respondent to consider Ext. P18 and take appropriate decision.

3. Having heard counsel for the petitioners and Govt. Pleader for the respondents, I am inclined to direct the 1st respondent to take early decision on Ext. P18. Accordingly, this writ petition is disposed of directing the 1st respondent to consider Ext. P18 and pass appropriate orders within two months from the date of receipt of a copy of the judgment.

The petitioners shall produce a copy of the judgment and a copy of the writ petition before the 1st respondent for information and compliance.

K.K. DENESAN
JUDGE

jan/